



Office of the Secretary
of Transportation

U.S. DEPARTMENT OF TRANSPORTATION
DOCKETS
Washington, D.C. 20590

98-16

Weekly Summary of Orders and
Regulations

APRIL 13 – APRIL 17, 1998

Order	Docket	Summary	Date Action Taken
		(#) Published in the Federal Register.	
98-4-11	OST-96-1171	IN THE MATTER OF COMPAGNIE NATIONALE AIR FRANCE: The Department vacates Order 88-1-48, requiring Compagnie Nationale Air France to file schedules of all of its U.S. services. Served April 13, 1998	4-13-98
98-4-12	OST-96-1265	ESSENTIAL AIR SERVICE AT MT. VERNON, ILLINOIS UNDER 49 U.S.C. 41731 ET SEQ: The Department requires Great Lakes Aviation, Ltd., to maintain essential air service at Mt. Vernon, Illinois, as set forth in Orders 96-8-23 and 97-8-14, for an additional 30-day period through May 16, 1998, or until a carrier capable of providing reliable replacement service actually begins service, whichever occurs first. Petitions due April 23, 1998 Served April 17, 1998	4-13-98
98-4-13	OST-98-3516 OST-97-3085 OST-97-2091 OST-97-2077 OST-97-2073 OST-95-921 OST-95-132	APPLICATIONS OF VARIOUS FOREIGN AIR CARRIERS FOR EXEMPTIONS OR AUTHORITIES UNDER 49 U.S.C. SECTION 40109 AND THE ORDERS AND REGULATIONS OF THE DEPARTMENT OF THE DEPARTMENT OF TRANSPORTATION: The Department confirms the actions described in the attached Notices of Action Taken, which granted the referenced foreign air carriers (1) exemptions from the provisions of sections 41301, and where	4-13-98

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		Continued..... Continued.....	
98-4-13	OST-98-3516 OST-97-3085 OST-97-2091 OST-97-2077 OST-97-2073 OST-95-921 OST-95-132	necessary 41504, and/or other sections of Title 49 of the U.S. Code; and/or (2) relief or authorizations provided for under regulations or orders of the Department, to the applicants to perform the operations described in the attached Notices of Action taken. Petitions due April 23, 1998 Served April 17, 1998	4-13-98
98-4-14	OST-97-3113	APPLICATION OF SKY KING, INC. FOR A CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY UNDER 49 U.S.C. 41102 TO ENGAGE IN FOREIGN CHARTER AIR TRANSPORTATION OF PERSONS, PROPERTY, AND MAIL: The Department issues a certificate of public convenience and necessity Sky King, Inc., to engage in foreign charter air transportation of persons, property, and mail. The Department directs Sky King, Inc., to submit to the Air Carrier Fitness Division a first year progress report within 45 days of the end of its first year of actual flight operations. Served April 17, 1998	3-26-98
98-4-15	OST-98-3690	The Department approves and grants antitrust immunity to the IATA agreement, subject, where applicable, to conditions previously imposed, which increases all passenger fares, except add-on fares and related charges, from Greece to points throughout the world, including U.S. points, by seven percent, effective April 15, 1998, and by a further seven percent, effective October 1, 1998, to offset a 14 percent devaluation of the Greek currency. Served April 17, 1998	4-13-98

Order	Docket	Summary	Date Action Taken
98-4-16		<p>FITNESS DETERMINATION OF EXPRESS AIR, INC., AS A COMMUTER AIR CARRIER UNDER 49 U.S.C. 41738:</p> <p>The Department tentatively finds that Express Air, Inc., is fit to conduct commuter air carrier operations using aircraft with no more than nine passenger seats.</p> <p>Objections due April 29, 1998</p> <p>Answers to Objections due May 6, 1998</p> <p>Served April 15, 1998</p> <p>#</p>	4-15-98
98-4-16		<p>ERRATUM: The numbering of the footnotes in Order 98-4-16, issued April 15, 1998, incorrectly begins with footnote 3 instead of footnote 1. Attached to this erratum is an order correctly numbering the footnotes. There is no change in the text of the footnotes.</p> <p>Served April 16, 1998</p>	4-15-98
98-4-17	<p>OST-98-3464</p> <p>OST-98-3484</p> <p>OST-98-3475</p>	<p>APPLICATIONS OF ALL NIPPON AIRWAYS COMPANY, LTD., JAPAN AIRLINES COMPANY, LTD., NIPPON CARGO AIRLINES COMPANY, LTD., FOR FOREIGN AIR CARRIER PERMITS UNDER 49 U.S.C. SECTION 41301:</p> <p>The Department issues a foreign air carrier permit to each applicant.</p> <p>The Department dismisses, without prejudice, the requests of All Nippon Airways and Nippon Cargo Airlines that we remove the requirement that each carrier obtain our prior approval before operating any Third or Fourth Freedom charter flight(s).</p> <p>Nippon Cargo Airlines shall not perform any Third or Fourth Freedom charters unless specific authority in the form of a statement of authorization for such charter(s) has been granted by the Department. .</p> <p>Served April 21, 1998</p>	4-2-98
98-4-18	47505	IN THE MATTER OF THE REVOCATION	3-31-98

Order	Docket	Summary	Date Action Taken
		<p>OF FOREIGN CHARTER AIR TRANSPORTATION CERTIFICATE ISSUED UNDER 49 U.S.C. 41102 TO HCL AVIATION, INC., D/B/A AV ATLANTIC PURSUANT TO THE PROVISIONS OF SECTION 204.7 OF THE DEPARTMENT'S REGULATIONS: The Department revokes the certificate of public convenience and necessity issued to HCL Aviation Inc., d/b/a Av Atlantic by Order 92-1-34, authorizing to engage in foreign charter air transportation of persons, property and mail. Petitions due May 1, 1998. Served April 21, 1998</p>	
98-4-19	OST-98-3746	<p>IN THE MATTER OF BRAZIL CARGO CHARTER AUTHORIZATIONS (1998/1999): By this order the Department tentatively decided to use the simplified procedures previously established by Order 92-9-22 to distribute the 750 charter flights available for all-cargo services between the United States and Brazil for the 1998/99 charter year, beginning July 1, 1998. Based on these procedures we propose to award 422 of the available charter flights as follows: Florida West – 154; Southern Air Transport – 146; Atlas Air – 44; Arrow Air – 28; Air Transport International – 26; and Tower Air – 24. The remaining 328 charters would be maintained in a charter pool for distribution on a first-come, first-served basis to interested U.S. carriers. Objections due April 27, 1998 Answers to objections due May 4, 1998 Served April 21, 1998</p>	4-16-98
98-4-20	OST-98-3356	<p>The Department approves and immunizes participation by third-party technical advisors to the DISG and BSG, as submitted in Docket</p>	4-17-98

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OST-98-3356, and set forth in Attachments A and B to this order.

The approval and antitrust immunity granted in ordering paragraph 1, above, will expire three years from the date of service of this order, or upon the expiration or termination of the BSG and/or the DISG under the currently stated terms of reference relating to the procedures adopted by the Traffic Conferences of the International Air Transport Association.

Served April 23, 1998